

FILED

10/10/2007

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ILLINOIS

JUN 16 2008

6-16-2008

MICHAEL W. BOBBINS
CLERK, U.S. DISTRICT COURTIN FORMA PAUPERIS APPLICATION
AND
FINANCIAL AFFIDAVITCurtis Smith (228499)

Plaintiff

v.

United States Government et al.

Defendant(s)

CASE NUMBER 08C2441JUDGE WILLIAM J. HIBBLER

Wherever ☐ is included, please place an X into whichever box applies. Wherever the answer to any question requires more information than the space that is provided, attach one or more pages that refer to each such question number and provide the additional information. Please PRINT:

I, CURTIS SMITH, declare that I am the ☒ plaintiff ☐ petitioner ☐ movant (other _____) in the above-entitled case. This affidavit constitutes my application ☐ to proceed without full prepayment of fees, or ☐ in support of my motion for appointment of counsel, or ☐ both. I also declare that I am unable to pay the costs of these proceedings, and that I am entitled to the relief sought in the complaint/petition/motion/appeal. In support of this petition/application/motion/appeal, I answer the following questions under penalty of perjury:

1. Are you currently incarcerated? ☐ Yes ☒ No (If "No," go to Question 2)
I.D. # 228499 Name of prison or jail: Jerome Combs Detention Center
Do you receive any payment from the institution? ☐ Yes ☒ No Monthly amount: _____
2. Are you currently employed? ☐ Yes ☒ No
Monthly salary or wages: NA
Name and address of employer: NA
 - a. If the answer is "No":
Date of last employment: _____
Monthly salary or wages: NA
Name and address of last employer: NA
 - b. Are you married? ☐ Yes ☒ No
Spouse's monthly salary or wages: _____
Name and address of employer: NA
3. Apart from your income stated above in response to Question 2, in the past twelve months have you or anyone else living at the same residence received more than \$200 from any of the following sources? Mark an X in either "Yes" or "No", and then check all boxes that apply in each category.
 - a. Salary or wages
Amount 0 Received by 0 ☐ Yes ☒ No

- b. ☐ Business, ☐ profession or ☐ other self-employment ☐ Yes ☒ No
Amount _____ Received by _____
- c. ☐ Rent payments, ☐ interest or ☐ dividends ☐ Yes ☒ No
Amount _____ Received by _____
- d. ☐ Pensions, ☐ social security, ☐ annuities, ☐ life insurance, ☐ disability, ☐ workers' compensation, ☐ unemployment, ☐ welfare, ☐ alimony or maintenance or ☐ child support ☐ Yes ☒ No
Amount _____ Received by _____
- e. ☐ Gifts or ☐ inheritances ☐ Yes ☒ No
Amount _____ Received by _____
- f. ☐ Any other sources (state source: _____) ☐ Yes ☒ No
Amount _____ Received by _____

4. Do you or anyone else living at the same residence have more than \$200 in cash or checking or savings accounts? ☐ Yes ☒ No Total amount: _____
In whose name held: _____ Relationship to you: _____
5. Do you or anyone else living at the same residence own any stocks, bonds, securities or other financial instruments? ☐ Yes ☒ No
Property: _____ Current Value: _____
In whose name held: _____ Relationship to you: _____
6. Do you or anyone else living at the same residence own any real estate (houses, apartments, condominiums, cooperatives, two-flats, three-flats, etc.)? ☐ Yes ☒ No
Address of property: _____
Type of property: NA Current value: _____
In whose name held: _____ Relationship to you: 0
Amount of monthly mortgage or loan payments: _____
Name of person making payments: _____
7. Do you or anyone else living at the same residence own any automobiles, boats, trailers, mobile homes or other items of personal property with a current market value of more than \$1000? ☐ Yes ☒ No
Property: _____
Current value: NA
In whose name held: _____ Relationship to you: _____
8. List the persons who are dependent on you for support, state your relationship to each person and indicate how much you contribute monthly to their support. If none, check here ☐ No dependents
NA

I declare under penalty of perjury that the above information is true and correct. I understand that pursuant to 28 U.S.C. § 1915(e)(2)(A), the court shall dismiss this case at any time if the court determines that my allegation of poverty is untrue.

Date: 5-26-2008

Case Number: United States ex rel. Curtis Smith (228499)

Signature of Applicant

Case Name: United States Government et al.

V. United States Government et al.

(Print Name)

Judge William HIBBLER

NOTICE TO PRISONERS: A prisoner must also attach a statement certified by the appropriate institutional officer or officers showing all receipts, expenditures and balances during the last six months in the prisoner's prison or jail trust fund accounts. Because the law requires information as to such accounts covering a full six months before you have filed your lawsuit, you must attach a sheet covering transactions in your own account--prepared by each institution where you have been in custody during that six-month period--and you must also have the Certificate below completed by an authorized officer at each institution.

CERTIFICATE

(Incarcerated applicants only)

(To be completed by the institution of incarceration)

I certify that the applicant named herein, Curtis Smith, I.D.# 228499, has the sum of \$ 1.33 on account to his/her credit at (name of institution) Jerome Combs D. C.

I further certify that the applicant has the following securities to his/her credit: . I further certify that during the past six months the applicant's average monthly deposit was \$ 58.34.

(Add all deposits from all sources and then divide by number of months).

6-2-08
DATE

Glenn Lockner
SIGNATURE OF AUTHORIZED OFFICER

Glenn Lockner
(Print name)

Resident Transaction Details

Transactions From 12/2/2007 To 6/2/2008

228499 : SMITH, CURTIS

MAX B

Main Balance: \$1.33

Receipt	Date	Type	Bill Amount	Bill Collect	Comment	Adjust	Balance
410380	5/22/2008	Bill Pay			PAYMENT FOR TRANS 410359	-\$1.00	\$1.33
410359	5/22/2008	Bill	\$1.00	\$1.00	postage : 3		\$1.33
410186	5/22/2008	Bill Pay			PAYMENT FOR TRANS 410187	-\$20.00	\$1.01
410187	5/22/2008	Bill	\$20.00	\$20.00	Phone Card : 3		\$1.01
410005	5/22/2008	Bill Pay			PAYMENT FOR TRANS 410004	-\$12.00	\$21.01
410004	5/22/2008	Bill	\$12.00	\$12.00	Commissary : COMMISSARY 5/22/2008 REF:917		\$21.01
406712	5/20/2008	Bill Pay			PAYMENT FOR TRANS 406712 TO Over the Counter Drugs : 3 : PAID IN FULL	-\$4.00	\$25.07
406711	5/20/2008	Add			MO# 11903676000 AS	\$40.00	\$29.07
404590	5/7/2008	Bill Pay			PAYMENT FOR TRANS 404589	-\$0.41	-\$4.33
404589	5/7/2008	Bill	\$0.41	\$0.41	postage : 3		-\$4.33
403823	5/2/2008	Bill Pay			PAYMENT FOR TRANS 403822	-\$0.04	-\$3.92
403822	5/2/2008	Bill	\$0.00	\$0.00	Over the Counter Drugs : 3		-\$3.92
403459	5/1/2008	Bill Pay			PAYMENT FOR TRANS 403458	-\$0.41	\$1.00
403458	5/1/2008	Bill	\$0.41	\$0.41	postage : 3		\$1.00

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Resident Transaction Details

Receipt	Date	Type	EM Amount	EM Cashed	Comments	Adjust	Balance
401987	4/29/2008	EMPay			PAYMENT FOR TRANS 401986		\$1.48
401988	4/29/2008	EM	\$2.87	\$2.87	postage : 3	-\$2.87	\$1.48
400986	4/24/2008	EMPay			PAYMENT FOR TRANS 400985		\$4.38
400985	4/24/2008	EM	\$10.00	\$10.00	Phone Card : 3	-\$10.00	\$4.38
400864	4/24/2008	EMPay			PAYMENT FOR TRANS 400863		\$14.38
400863	4/24/2008	EM	\$12.86	\$12.86	Commissary : COMMISSARY 4/24/2008 REF:885	-\$12.86	\$14.38
388553	4/22/2008	EMPay			PAYMENT FOR TRANS 388552		\$27.82
388552	4/22/2008	EM	\$10.00	\$10.00	Phone Card : 3	-\$10.00	\$27.82
388085	4/21/2008	EMPay			PAYMENT FOR TRANS 388084		\$37.82
388084	4/21/2008	EM	\$0.41	\$0.41	postage : 2	-\$0.41	\$37.82
388780	4/18/2008	Adm			MOE R208778450201 AS	\$38.00	\$37.43
387687	4/18/2008	EMPay			PAYMENT FOR TRANS 387686		\$2.43
387686	4/18/2008	EM	\$2.86	\$2.86	postage : 3	-\$2.86	\$2.43
387138	4/18/2008	EMPay			PAYMENT FOR TRANS 387137		\$8.88
387137	4/18/2008	EM	\$10.00	\$10.00	Phone Card : 3	-\$10.00	\$8.88
384591	4/8/2008	EMPay			PAYMENT FOR TRANS 384590		\$18.88
384590	4/8/2008	EM	\$10.00	\$10.00	Phone Card : 3	-\$10.00	\$18.88
384088	4/7/2008	Adm			MOE 11883577822 AS	\$28.00	\$28.88
381071	3/27/2008	EMPay			PAYMENT FOR TRANS 381070		\$8.88
381070	3/27/2008	EM	\$4.82	\$4.82	Commissary : COMMISSARY 3/27/2008 REF:888	-\$4.82	\$8.88
388881	3/25/2008	Check			Check 18878 Paid To: CLERK OF THE COURT PARTIAL FILING FEE ON CASE: 07 C 5784 CURTIS SMITH VS JAMES TOMASKA, ETAL	-\$8.33	\$4.71
388811	3/25/2008	EMPay			PAYMENT FOR TRANS 388810		\$28.04

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Resident Transaction Details

Receipt	Date	Type	Bill Amount	Bill Collected	Comment	Adjust	Balance
389810	3/25/2008	Bill	\$20.00	\$20.00	Phone Card : 3		\$25.04
389816	3/25/2008	Add			MO# 501460 EM	\$28.00	\$45.04
389465	3/24/2008	Add			MO# 11963575464 AS	\$25.00	\$25.04
383804	3/6/2008	BillPay			PAYMENT FOR TRANS 383803		
383803	3/6/2008	Bill	\$10.00	\$10.00	Phone Card : 3	-\$10.00	\$0.04
383844	3/6/2008	BillPay			PAYMENT FOR TRANS 383843	-\$2.00	\$10.04
383843	3/6/2008	Bill	\$2.00	\$2.00	Commissary : COMMISSARY 3822008 REF:841		\$10.04
382537	3/4/2008	BillPay			PAYMENT FOR TRANS 382536	-\$4.00	\$12.70
382536	3/4/2008	Bill	\$4.00	\$4.00	postage : 3		\$12.70
382383	3/4/2008	BillPay			PAYMENT FOR TRANS 382382	-\$10.00	\$17.20
382382	3/4/2008	Bill	\$10.00	\$10.00	Phone Card : 3		\$17.20
381907	3/3/2008	CreditPay			PAYMENT FOR TRANS 381906	\$2.31	\$27.20
381906	3/3/2008	Credit	\$2.31	\$2.31	Commissary : COMMISSARY CREDIT 3/3/2008 REF:838		\$24.90
381845	3/3/2008	BillPay			PAYMENT FOR TRANS 381844	-\$2.40	\$24.90
381844	3/3/2008	Bill	\$2.40	\$2.40	postage : 3		\$24.90
381330	2/28/2008	BillPay			PAYMENT FOR TRANS 381329	-\$10.00	\$27.40
381329	2/28/2008	Bill	\$10.00	\$10.00	Phone Card : 3		\$27.40
381088	2/28/2008	BillPay			PAYMENT FOR TRANS 381086	-\$4.00	\$27.40
381086	2/28/2008	Bill	\$4.00	\$4.00	Commissary : COMMISSARY 2/28/2008 REF:833		\$27.40
379680	2/28/2008	BillPay			PAYMENT FOR TRANS 379680	-\$10.00	\$41.90
379680	2/28/2008	Bill	\$10.00	\$10.00	Phone Card : 3		\$41.90
378881	2/21/2008	BillPay			PAYMENT FOR TRANS 378880	-\$1.00	\$41.90
378880	2/21/2008	Bill	\$1.00	\$1.00	Commissary : COMMISSARY 2/21/2008 REF:825	-\$1.00	\$41.90

Resident Transaction Details

Receipt	Date	Type	Bill Amount	Bill Collected	Comment	Adjust	Balance
378215	2/21/2008	Add			MOS 11633600229 AS	\$28.00	\$83.57
375897	2/14/2008	BMPay			PAYMENT FOR TRANS 375898		
375898	2/14/2008	Bill	\$1.80	\$1.80	Commissary : COMMISSARY 2/14/2008 REF:820	-\$1.80	\$83.57
374080	2/7/2008	BMPay			PAYMENT FOR TRANS 374089		
374089	2/7/2008	Bill	\$20.00	\$20.00	Phone Card : 3	-\$20.00	\$83.57
373902	2/7/2008	BMPay			PAYMENT FOR TRANS 373901		
373901	2/7/2008	Bill	\$3.86	\$3.86	Commissary : COMMISSARY 2/7/2008 REF:812	-\$3.86	\$26.37
373416	2/7/2008	Add			MOS 11633224985 ES	\$26.00	\$26.37
371422	1/31/2008	BMPay			PAYMENT FOR TRANS 371421		
371421	1/31/2008	Bill	\$7.18	\$7.18	Commissary : COMMISSARY 1/31/2008 REF:808	-\$7.18	\$4.23
370885	1/30/2008	Pay/Void			VOID TRANS 370842		
370884	1/30/2008	Bill/Void	\$25.00	\$8.70	VOID TRANS 370841 : VOID	\$8.70	\$11.41
370842	1/30/2008	BMPay			PAYMENT FOR TRANS 370841		
370841	1/30/2008	Bill	\$25.00	\$0.00	Prescription : 3	-\$25.00	\$11.41
370076	1/29/2008	BMPay			PAYMENT FOR TRANS 370075		
370075	1/29/2008	Bill	\$20.00	\$20.00	Phone Card : 3	-\$20.00	\$11.41
368898	1/24/2008	Add			AS		
367830	1/17/2008	BMPay			PAYMENT FOR TRANS 367829		
367829	1/17/2008	Bill	\$1.20	\$1.20	Commissary : COMMISSARY 1/17/2008 REF:781	-\$1.20	\$8.41
368186	1/16/2008	BMPay			PAYMENT FOR TRANS 368185		
368185	1/16/2008	Bill	\$4.00	\$4.00	Over the Counter Drugs : 4	-\$4.00	\$7.81
368536	1/15/2008	BMPay			PAYMENT FOR TRANS 368534		
368534	1/15/2008	Bill	\$20.00	\$20.00	Phone Card : 3	-\$20.00	\$7.81
							\$11.81

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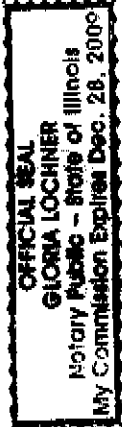
Resident Transaction Details

Receipt	Date	Type	Bill Amount	Bill Collect	Comment	Adjust	Balance
364331	1/10/2008	BNP Pay			PAYMENT FOR TRANS 364330	-90.42	\$31.61
364330	1/10/2008	BN	90.42	90.42	Commissary: COMMISSARY 1/10/2008 REF:774		\$31.61
363978	1/10/2008	BNP Pay			PAYMENT FOR TRANS 363977	-10.00	\$32.03
363977	1/10/2008	BN	\$10.00	\$10.00	Phone Card : 3		\$32.03
363290	1/9/2008	Add			MOB 11625220141 AS	\$25.00	\$42.03
362599	1/7/2008	Credit Pay			PAYMENT FOR TRANS 362598	90.42	\$17.60
362598	1/7/2008	Credit	90.42	90.42	Commissary: COMMISSARY CREDIT 1/7/2008 REF:767		\$16.61
361742	1/3/2008	BNP Pay			PAYMENT FOR TRANS 361741	-3.86	\$16.61
361741	1/3/2008	BN	\$3.86	\$3.86	Commissary: COMMISSARY 1/3/2008 REF:764		\$16.61
360651	12/27/2007	BNP Pay			PAYMENT FOR TRANS 360650	-10.00	\$96.47
360650	12/27/2007	BN	\$10.00	\$10.00	Phone Card : 3		\$96.47
360653	12/27/2007	BNP Pay			PAYMENT FOR TRANS 360652	-1.62	\$96.47
360652	12/27/2007	BN	\$1.62	\$1.62	Commissary: COMMISSARY 12/27/2007 REF:762		\$96.47
365513	12/13/2007	BNP Pay			PAYMENT FOR TRANS 365512	-53.13	\$32.09
365512	12/13/2007	BN	\$33.13	\$33.13	Commissary: COMMISSARY 12/13/2007 REF:733		\$32.09
364337	12/11/2007	BNP Pay			PAYMENT FOR TRANS 364336	-10.00	\$96.22
364336	12/11/2007	BN	\$10.00	\$10.00	Phone Card : 3		\$96.22
364005	12/11/2007	BNP Pay			PAYMENT FOR TRANS 363932 TO Over the Counter Drugs : 3: PAID IN FULL	-4.00	\$76.22
364004	12/11/2007	Add			AS		\$76.22
363932	12/10/2007	BNP Pay			PAYMENT FOR TRANS 363932	-96.11	-41.76
363932	12/10/2007	BN	\$6.00	\$6.00	Over the Counter Drugs : 3		-41.76
363953	12/6/2007	BNP Pay			PAYMENT FOR TRANS 363952	-96.29	\$9.22
363952	12/6/2007	BN	\$9.29	\$9.29	Commissary: COMMISSARY 12/6/2007 REF:758		\$9.22

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Gloria Lochner
6-2-08